

03-17-05

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Express Mail No.: EV 373445321 US

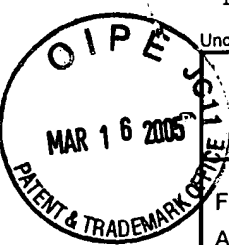
Date Deposited: 03/16/2005

PTO/SB/61 (09-04)

Approved for use through 07/31/2006. OMB 0651-0031

U.S. Patent and Trademark Office; U.S. DEPARTMENT OF COMMERCE

Under the Paperwork Reduction Act of 1995, no persons are required to respond to a collection of information unless it displays a valid OMB control number.



RENEWED
PETITION FOR REVIVAL OF AN APPLICATION FOR PATENT
ABANDONED UNAVOIDABLY UNDER 37 CFR 1.137(a)

Docket Number (Optional)

8404.011

First Named Inventor: Donald E. Weder

Art Unit: 3644

Application Number: 10/687,979

Examiner: F. Palo

Filed: 10/17/2003

Title: METHOD FOR PROVIDING A DECORATIVE COVER FOR A FLORAL GROUPING

Attention: Office of Petitions

Mail Stop Petition

Commissioner for Patents

P.O. Box 1450

Alexandria, VA 22313-1450

NOTE: If information or assistance is needed in completing this form, please contact
Petitions Information at (703) 305-9282.

The above-identified application became abandoned for failure to file a timely and proper reply to a notice or action by the United States Patent and Trademark Office. The date of abandonment is the day after the expiration date of the period set for reply in the Office notice or action plus any extensions of time actually obtained.

APPLICANT HEREBY PETITIONS FOR REVIVAL OF THIS APPLICATION.

NOTE: A grantable petition requires the following items:

- (1) Petition fee.
- (2) Reply and/or issue fee.
- (3) Terminal disclaimer with disclaimer fee-required for all utility and plant applications filed before June 8, 1995, and for all design applications; and
- (4) Adequate showing of the cause of unavoidable delay.

1. Petition fee

- ☐ Small entity – fee \$ _____ (37 CFR 1.17(I)). Applicant claims small entity status.
See 37 CFR 1.27.
- ☒ Other than small entity – fee \$ 500.00 (37 CFR 1.17(I)).

2. Reply and/or fee

A The reply and/or fee to the above-noted Office action in the form of
Response to Office Action & Filing Of A Continuation (identify the type of reply):

- ☒ has been filed previously on 02/08/2005
- ☐ is enclosed herewith.

B The issue fee of \$ _____

- ☐ has been filed previously on _____
- ☐ is enclosed herewith.

[Page 1 of 3]

This collection of information is required by 37 CFR 1.137(a). The information is required to obtain or retain a benefit by the public which is to file (and by the USPTO to process) an application. Confidentiality is governed by 35 U.S.C. 122 and 37 CFR 1.11 and 1.14. This collection is estimated to take 8 hours to complete, including gathering, preparing, and submitting the completed application form to the USPTO. Time will vary depending upon the individual case. Any comments on the amount of time you require to complete this form and/or suggestions for reducing this burden, should be sent to the Chief Information Officer, U.S. Patent and Trademark Office, U.S. Department of Commerce, P.O. Box 1450, Alexandria, VA 22313-1450. DO NOT SEND FEES OR COMPLETED FORMS TO THIS ADDRESS. **SEND TO: Mail Stop Petition, Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450.**

If you need assistance in completing the form, call 1-800-PTO-9199 and select option 2.

03/18/2005 HALL11 00000019 10687979

500.00 00

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PETITION FOR REVIVAL OF AN APPLICATION FOR PATENT ABANDONED UNAVOIDABLY UNDER 37 CFR 1.137(a)

3. Terminal disclaimer with disclaimer fee

- ☐ Since this utility/plant application was filed on or after June 8, 1995, no terminal disclaimer is required.
- ☐ A terminal disclaimer (and disclaimer fee (37 CFR 1.20(d)) of \$ _____ for a small entity or \$ _____ for other than a small entity) disclaiming the required period of time is enclosed herewith (see PTO/SB/63).

4. An adequate showing of the cause of the delay, and that the entire delay in filing the required reply from the due date for the reply until the filing of a grantable petition under 37 CFR 1.137(a) was unavoidable, is enclosed.

WARNING: Information on this form may become public. Credit card information should not be included on this form. Provide credit card information and authorization on PTO-2038.

Signature

Date

Kathryn L. Hester, Ph.D.

Typed or printed name

46,768

Registration Number, if applicable

P. O. Box 16370

Address

(405) 607-8600

Telephone Number

Oklahoma City, Oklahoma 73113

Address

Enclosure ☒ Fee Payment

☐ Reply

☐ Terminal Disclaimer Form

☒ Additional sheets containing statements establishing unavoidable delay

☐ _____

CERTIFICATE OF MAILING OR TRANSMISSION (37 CFR 1.8(a))

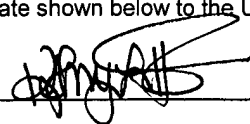
I hereby certify that this correspondence is being:

☒ deposited with the United States Postal Service on the date shown below with sufficient postage as first*** class mail in an envelope addressed to **Mail Stop Petition**, Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450. *** EXPRESS MAIL DATED 03/16/2005; EV 373445321 US***

☐ transmitted by facsimile on the date shown below to the United States Patent and Trademark Office at (703) 872-9306.

3-16-05

Date



Signature

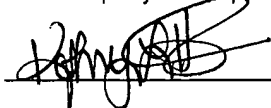
Kathryn L. Hester, Ph.D.

Typed or printed name of person signing certificate

Under the Paperwork Reduction Act of 1995, no persons are required to respond to a collection of information unless it displays a valid OMB control number.

**PETITION FOR REVIVAL OF AN APPLICATION FOR PATENT ABANDONED
UNAVOIDABLY UNDER 37 CFR 1.137(a)**

NOTE: The following showing of the cause of unavoidable delay must be signed by all applicants or by any other party who is presenting statements concerning the cause of delay.



Signature

3-16-05

Date

Kathryn L. Hester, Ph.D.

Typed or printed name

46,768

Registration Number, if applicable

(In the space provided below, please explain in detail the reasons for the delay in filing a proper reply.)

A copy of the Office Action mailed June 15, 2004 was never received by Applicant's representative. Applicant's Representative attests to the fact that a search of the file jacket and docket records indicates that the Office Action was never received. Attached hereto as evidence of non-receipt of the Office Action is a copy of the docket record where the non-received Office Action would have been entered had it been received and docketed. Exhibit "A" is a docket sheet for the subject application printed from the docketing software PATTSY (OP Solutions, Inc.). The docket sheet demonstrates that as of December 17, 2004, Applicant's representative was not aware of the Office Action. This was over six months after the Office Action was mailed, and therefore the application was unavoidably abandoned before Applicant's representative became aware of the Office Action. The Examiner called Applicant's representative on December 17, 2004 to determine if the application was intentionally abandoned, and therefore Applicant first became aware of the Office Action on December 17, 2004, after the unavoidable abandonment of the application.

Submitted herewith as evidence of the filing of a continuing application is:

Exhibit "B" - Transmittal Form for Attorney Docket No. 8404.128, filed 02/08/2005

Exhibit "C" - Return Receipt Postcard for Attorney Docket No. 8404.128, filed 2/08/2005

(Please attach additional sheets if additional space is needed.)

D&C# 8404.011

EXHIBIT "A"

PRINTED ON: 3/14/2005

COUNTRY	US	UNITED STATES	TITLE		PRIOR	3/30/1998	
NEW/CON	CON	SERIAL#	10/687,979	METHOD FOR PROVIDING A DECORATIVE COVER FOR A FLORAL GROUPING	MAIL	10/17/2003	
RELATED	8403.764	PATENT#			FILE	10/17/2003	
TYPE	UTL	STATUS	PUBLISHED		PUBL	4/29/2004	
CLIENT	8400	HIGHLAND SUPPLY CORPORATION	1		CREF	NO FOREIGN	
AGENT				AREF		EXP	3/30/2018

ID	O	ACTION	BASE	DUE IN	DUE	EXTNS	FINAL	EXT	RESPONSE	CALL UP	1	2	P
PC	N	POST CARD CHECK	10/17/2003	1 M	11/17/2003	9 1	8/17/2004	0	10/30/2003	0 M	Y	Y	Y
FS	N	FILG RCPT STATUS CHK	10/17/2003	3 M	1/17/2004	3 1	4/17/2004	1	1/24/2004	0 M	Y	Y	Y
ID	N	IDS W/ PTO-1449	10/17/2003	3 M	1/17/2004	9 1	10/17/2004	0	10/17/2003	0 M	Y	Y	Y
PI	N	PRIORITY CHECK	10/17/2003	4 M	2/17/2004	0	2/17/2004	0	2/17/2004	2 M	Y	Y	Y
cleared by Mary													
PX	N	CHECK ABANDON/V	2/29/2004	0 M	2/29/2004	1 1	3/29/2004	1	4/29/2004	0 M	Y	Y	Y
PU	N	PUBLICATION/V	2/29/2004	2 M	4/29/2004		4/29/2004	0	4/29/2004	1 M	Y	Y	Y
WA	N	REQ WITHDRWL OF ABND	12/17/2004	0 d	12/17/2004	2 1	2/17/2005	2	2/8/2005	2 M	Y	Y	Y
Did not receive Office Action issued 6/15/04. Kyla found it on PAIR. 2/12 - rec'd pc													
EP	y	EXPRESSLY ABANDONED	2/8/2005										
2/12 - rec'd pc													
SC	N	STATUS CHECK	10/17/2003	18 M	4/17/2005	4 1	8/17/2005	0		0 M	Y	Y	Y
RQ	N	REQ RECONSIDERATION	3/8/2005	2 M	5/8/2005	0 0	5/8/2005	0		1 M	Y	Y	Y
re "Renewed Petition" to Withdraw Abandonment													
	N	WA STATUS CHECK	2/8/2005	5 M	7/8/2005		7/8/2005	0	3/8/2005	0 M	Y	Y	Y
3/12 - rec'd notice of petition dismissed													

INVENTORS	ASSIGNEES	TERMS
Weder, Donald E.	SOUTHPAC TRUST INT'L, INC.	Speed Cover

PRIOR APPLICATIONS						
REFERENCE#	CNTRY	SERIAL#	FILED	TITLE / DESCRIPTION	TYPE	
8403.764	US	10/316,469	12/10/2002	METHOD FOR PROVIDING A DECORATIVE COVER FOR A FLORAL GROUPING	APPL	

USER-DEFINABLE FIELDS		PATENT FIELDS	
ASSIGN	011992/0433; 07/05/01	SMALL ENTITY	ART UNIT
CLNTS#		CLAIMS	EXAMINER
PBL#	US 2004 0079027 A1	PUBLICATION#	CONFIRM# 1386

P03615US07 ENTERED 10/20/2003 MODIFIED 3/14/2005 BY mhh ATTORNEYS KLH / RAN / EDB

NOTES

EXPRESSLY ABANDONED after filing petition and continuation
 01/30/04 - filing receipt ltr to client, jr
 12/17/04 - Kyla found Office Action base date 6/15/04 on PAIR. Request Withdrawal of Abandonment docketed.
 01/31/05 - Rec'd Notice of Abandonment.
 02/03/05 - Instructed by KLH to keep as PENDING. May decide to file Req to Withdraw Abandonment

EXHIBIT

Under the Paperwork Reduction Act of 1995, no persons are required to respond to a collection of information unless it displays a valid OMB control number.

UTILITY PATENT APPLICATION TRANSMITTAL

(Only for new nonprovisional applications under 37 CFR 1.53(b))

Attorney Docket No.

8404.128

First Inventor

Donald E. Weder

Title

METHOD FOR PROVIDING A DECORATIVE
COVER FOR A FLORAL GROUPING

Express Mail Label No.

EV 373445595 US

APPLICATION ELEMENTS

See MPEP chapter 600 concerning utility patent application contents.

1. ☒ **Fee Transmittal Form** (e.g., PTO/SB/17)
(Submit an original and a duplicate for fee processing)
2. ☐ **Applicant claims small entity status.**
See 37 CFR 1.27.
3. ☒ **Specification** [Total Pages 24]
Both the claims and abstract must start on a new page
(For information on the preferred arrangement, see MPEP 608.01(a))
4. ☒ **Drawing(s)** (35 U.S.C. 113) [Total Sheets 3]
5. **Oath or Declaration** [Total Sheets 2]
a. ☐ Newly executed (original or copy)
b. ☒ A copy from a prior application (37 CFR 1.63(d))
(for continuation/divisional with Box 18 completed)
i. ☐ **DELETION OF INVENTOR(S)**
Signed statement attached deleting inventor(s)
name in the prior application, see 37 CFR
1.63(d)(2) and 1.33(b).
6. ☐ **Application Data Sheet.** See 37 CFR 1.76
7. ☐ **CD-ROM or CD-R** in duplicate, large table or
Computer Program (Appendix)
☐ Landscape Table on CD
8. **Nucleotide and/or Amino Acid Sequence Submission**
(if applicable, items a. - c. are required)
a. ☐ Computer Readable Form (CRF)
b. ☐ Specification Sequence Listing on:
i. ☐ CD-ROM or CD-R (2 copies); or
ii. ☐ Paper
c. ☐ Statements verifying identity of above copies

ADDRESS TO:

Commissioner for Patents
P.O. Box 1450
Alexandria VA 22313-1450

ACCOMPANYING APPLICATION PARTS

9. ☐ **Assignment Papers** (cover sheet & document(s))
Name of Assignee _____
10. ☐ **37 CFR 3.73(b) Statement** ☐ **Power of Attorney**
(when there is an assignee)
11. ☐ **English Translation Document** (if applicable)
12. ☒ **Information Disclosure Statement** (PTO/SB/08 or PTO-1449)
☒ Copies of citations attached
13. ☐ **Preliminary Amendment**
14. ☒ **Return Receipt Postcard** (MPEP 503)
(Should be specifically itemized)
15. ☐ **Certified Copy of Priority Document(s)**
(if foreign priority is claimed)
16. ☐ **Nonpublication Request** under 35 U.S.C. 122(b)(2)(B)(i).
Applicant must attach form PTO/SB/35 or equivalent.
17. ☒ **Other: Remarks Accompanying Filing Of Application;**
Terminal Disclaimer; Copy of Notif. of Filing Cont _____

18. If a CONTINUING APPLICATION, check appropriate box, and supply the requisite information below and in the first sentence of the specification following the title, or in an Application Data Sheet under 37 CFR 1.76:

☒ Continuation☐ Divisional☐ Continuation-in-part (CIP)of prior application No.: 10/687,979

Prior application information:

Examiner

F. Palo

Art Unit: 3644

* The prior application is incorporated herein by reference in its entirety.

19. CORRESPONDENCE ADDRESS

The address associated with Customer Number:

30589

OR



Correspondence address below

Name

Dunlap, Codding & Rogers, P.C.

Address

P. O. Box 16370

City

Oklahoma City

State

OK

Zip Code

73113

Country

USA

Telephone

(405) 607-8600

Fax

(405) 607-8686

Signature

Date

2-8-05

Name

(Print/Type)

Kathryn L. Hester, Ph.D.

Registration No.
(Attorney/Agent)

46,768

This collection of information is required by 37 CFR 1.53(b). The information is required to obtain or retain a benefit by the public which is to file (and by the USPTO to process) an application. Confidentiality is governed by 35 U.S.C. 122 and 37 CFR 1.11 and 1.14. This collection is estimated to take 12 minutes to complete, including gathering, preparing, and submitting the completed application form to the USPTO. Time will vary depending upon the individual case. Any comments on the amount of time you require to complete this form and/or suggestions for reducing this burden, should be sent to the Chief Information Officer, U.S. Patent and Trademark Office, U.S. Department of Commerce, P.O. Box 1450, Alexandria, VA 22313-1450. DO NOT SEND FEES OR COMPLETED FORMS TO THIS ADDRESS. SEND TO: Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450.

If you need assistance in completing the form, call 1-800-PTO-9199 and select option 2.

EXHIBIT "C"

Customer Copy
Label 11-F June 2002

EV 373445595 US



UNITED STATES POSTAL SERVICE®

Post Office To Addressee

ORIGIN (POSTAL USE ONLY)			DELIVERY (POSTAL USE ONLY)		
PO ZIP Code 73118	Day of Delivery <input checked="" type="checkbox"/> Next <input type="checkbox"/> Second	Flat Rate Envelope <input type="checkbox"/>	Delivery Attempt	Time <input type="checkbox"/> AM <input type="checkbox"/> PM	Employee Signature
Date In Mo. 02 Day 08 Year 05	<input type="checkbox"/> 12 Noon <input type="checkbox"/> 3 PM	Postage \$ 13.65	Delivery Attempt	Time <input type="checkbox"/> AM <input type="checkbox"/> PM	Employee Signature
Time In 4:36 PM	Military <input type="checkbox"/> 2nd Day <input type="checkbox"/> 3rd Day	Return Receipt Fee	Delivery Date	Time <input type="checkbox"/> AM <input type="checkbox"/> PM	Employee Signature
Weight 14 lbs. 02 oz.	Int'l Alpha Country Code	COD Fee Insurance Fee	<input type="checkbox"/> WAIVER OF SIGNATURE (Domestic Only) Additional merchandise insurance is void if waiver of signature is requested. I wish delivery to be made without obtaining signature of addressee or addressee's agent (if delivery employee judges that article can be left in secure location) and I authorize that delivery employee's signature constitutes valid proof of delivery.		
No Delivery <input type="checkbox"/> Weekend <input type="checkbox"/> Holiday	Acceptance Clerk Initials [Signature]	Total Postage & Fees \$ 13.65	<input type="checkbox"/> NO DELIVERY <input type="checkbox"/> Weekend <input type="checkbox"/> Holiday		
CUSTOMER USE ONLY METHOD OF PAYMENT: Express Mail Corporate Acct. No.			Federal Agency Acct. No. or Postal Service Acct. No.		
FROM: (PLEASE PRINT) DUNLAP COUNCIL & ROBERTS PLLC 1501 N. EXPRESSWAY ST. 1000 OKLAHOMA CITY OK 73118-1407 2/8/2005 RLH/lim/8404.128			TO: (PLEASE PRINT) MAIL STOP - PATENT APP. COMM. FOR PATENTS P.O. BOX 1450 ALEXANDRIA, VA 22313-1450		
PRESS HARD. You are making 3 copies.					

MAIL STOP - PATENT APPLICATION
 COMMISSIONER FOR PATENTS
 POST OFFICE BOX 1450
 ALEXANDRIA, VIRGINIA 22313-1450

PATENT

Applicant: Donald E. Weder
 Serial No.: Not Yet Assigned
 Filed: February 8, 2005
 Title: METHOD FOR PROVIDING A DECORATIVE COVER FOR A FLORAL GROUPING
 Express Mail No.: EV 373445595 US
 Atty. Dkt.: 8404.128
 Date Deposited: FEBRUARY 8, 2005

- Please acknowledge receipt of the following by stamping this card with the date received and returning it to me:
1. Utility Patent Application Transmittal Form (1 page);
 2. Fee Transmittal (1 page);
 3. Fee Determination Record (1 page);
 4. Credit Card Payment Form (1 page);
 5. Copy of Declaration for Utility or Design Patent Application (2 pages);
 6. Information Disclosure Statement (3 pages);
 7. Information Disclosure Statement by Applicant (4 pages);
 8. Cited Material;
 9. Remarks Accompanying Filing of Application (3 pages);
 10. Continuation - UTILITY PATENT APPLICATION (24 pages);
 11. Drawings (1 sheet);
 12. Terminal Disclaimer (4 pages);
 13. Copy of Notification of Filing Continuing or Divisional Application (1 page); and
 14. Postcard.

Commissioner is authorized to charge to credit card (Credit Card Payment Form attached) the following::

1. Basic Large Entity Application Fee \$300.00;	2. Search Fee Large Entity \$500.00;
3. Examination Fee Large Entity \$200.00;	4. Extra Claims Fees \$200.00;
5. Terminal Disclaimer Fee \$130.00.	

Kathryn L. Hester, Ph.D., Reg. No. 46,768/ljm

112959 U.S. PTO
11/053288

020805



DUNLAP, CODDING & ROGERS

A PROFESSIONAL LEGAL CORPORATION

1000 THE TOWER
1601 NORTHWEST EXPRESSWAY
OKLAHOMA CITY, OKLAHOMA 73118
(405) 607-8600 / (800) 235-5925
FACSIMILE (405) 607-8686



March 16, 2005

**COVER LETTER REGARDING RENEWED PETITION
FOR REVIVAL OF AN APPLICATION FOR PATENT
ABANDONED UNAVOIDABLY UNDER 37 CFR
1.137(A)**

Mail Stop - Petition
Commissioner of Patents
P.O. Box 1450
Alexandria, VA 22313-1450

Re: U.S. Serial No. 10/687,979
Inventor: Donald E. Weder
Filed: 10/17/2003
Docket No. 8404.011

Dear Sir:

Enclosed is a Renewed Petition to Withdraw the Holding of Abandonment for the above-referenced patent application. The Decision on the Petition stated that a copy of the docket sheet from counsel's docketing software was not previously included with the petition filed on February 8, 2005. A copy of counsel's present docketing sheet (dated 3/14/2005) is included herewith for the Senior Petition Attorney's review, and it is evident from the docketing sheet that the Office Action mailed June 15, 2004 was never received.

In addition, the Decision on the Petition stated that while Petitioner requested Express Abandonment of the subject application in favor of a continuing application, a review of Office PALM records failed to identify such continuing application. Therefore, submitted herewith is a copy of the Transmittal Form for Attorney Docket No. 8404.128, filed 02/08/2005, stating that such application is a continuation of USSN 10/687,979. In addition, the return receipt postcard for Attorney Docket No. 8404.128 is also attached, demonstrating that the application was filed on 02/08/2005 (the same date as the Petition in the subject application), and the continuing application was assigned USSN 11/053,288. Since a Filing Receipt has not yet been received for USSN 11/053,288, Applicant's representative respectfully submits that the Transmittal Form and return receipt postcard are sufficient evidence that a continuing application of USSN 10/687,979 has been filed.



Should you have any questions regarding this renewed petition to withdraw the holding of abandonment, or the remarks contained herein, Applicant's agent would welcome the opportunity to discuss such matters with the Senior Petition Attorney.

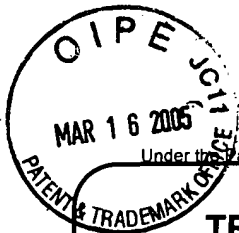
Very truly yours,

A handwritten signature in black ink, appearing to read "Kathryn L. Hester", is positioned above the printed name.

Kathryn L. Hester, Ph.D.
Registration No. 46,768

KLH/ljm

Enclosures



PTO/SB/21 (09-04)

Approved for use through 07/31/2006. OMB 0651-0031

U.S. Patent and Trademark Office; U.S. DEPARTMENT OF COMMERCE

Under the Paperwork Reduction Act of 1995, no persons are required to respond to a collection of information unless it displays a valid OMB control number.

**TRANSMITTAL
FORM**

(to be used for all correspondence after initial filing)

Total Number of Pages in This Submission

Application Number 10/687,979

Filing Date 10/17/2003

First Named Inventor Donald E. Weder

Art Unit 3644

Examiner Name F. Palo

Attorney Docket Number 8404.011

ENCLOSURES (Check all that apply)

<input checked="" type="checkbox"/> Fee Transmittal Form	<input type="checkbox"/> Drawing(s)	<input type="checkbox"/> After Allowance Communication to TC
<input type="checkbox"/> Fee Attached	<input type="checkbox"/> Licensing-related Papers	<input type="checkbox"/> Appeal Communication to Board of Appeals and Interferences
<input type="checkbox"/> Amendment/Reply	<input checked="" type="checkbox"/> Petition	<input type="checkbox"/> Appeal Communication to TC (Appeal Notice, Brief, Reply Brief)
<input type="checkbox"/> After Final	<input type="checkbox"/> Petition to Convert to a Provisional Application	<input type="checkbox"/> Proprietary Information
<input type="checkbox"/> Affidavits/declaration(s)	<input type="checkbox"/> Power of Attorney, Revocation of POA, Change of Correspondence Address	<input type="checkbox"/> Status Letter
<input type="checkbox"/> Extension of Time Request	<input type="checkbox"/> Terminal Disclaimer	<input checked="" type="checkbox"/> Other Enclosure(s) (please identify below):
<input type="checkbox"/> Express Abandonment Request	<input type="checkbox"/> Request for Refund	
<input type="checkbox"/> Information Disclosure Statement	<input type="checkbox"/> CD, Number of CD(s) _____	
	<input type="checkbox"/> Landscape Table on CD	
<input type="checkbox"/> Certified Copy of Priority Document(s)	Remarks	
<input type="checkbox"/> Reply to Missing Parts/ Incomplete Application	1. Transmittal Form (1 page);	
<input type="checkbox"/> Reply to Missing Parts under 37 CFR 1.52 or 1.53	2. Fee Transmittal (1 page);	
	3. Credit Card Payment Form (1 page);	
	4. Renewed Petition For Revival Of An Application For Patent Abandoned Unavoidably (6 pages);	
	5. Cover Letter to PTO Regarding Renewed Petition Under 37 CFR 1.137(a) (2 pages); and	
	6. Postal Card.	

SIGNATURE OF APPLICANT, ATTORNEY, OR AGENT

Firm Name	DUNLAP, CODDING & ROGERS, P.C.		
Signature			
Printed name	Kathryn L. Hester, Ph.D.		
Date	3-16-05	Reg. No.	46,768

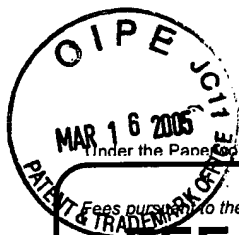
CERTIFICATE OF TRANSMISSION/MAILING

I hereby certify that this correspondence is being facsimile transmitted to the USPTO or deposited with the United States Postal Service with sufficient postage as first class mail in an envelope addressed to: Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450 on the date shown below: *** SENT BY EXPRESS MAIL, DATED 03/16/2005; EV 373445321 US***

Signature			
Typed or printed name	Kathryn L. Hester, Ph.D.	Date	3-16-05

This collection of information is required by 37 CFR 1.5. The information is required to obtain or retain a benefit by the public which is to file (and by the USPTO to process) an application. Confidentiality is governed by 35 U.S.C. 122 and 37 CFR 1.11 and 1.14. This collection is estimated to 2 hours to complete, including gathering, preparing, and submitting the completed application form to the USPTO. Time will vary depending upon the individual case. Any comments on the amount of time you require to complete this form and/or suggestions for reducing this burden, should be sent to the Chief Information Officer, U.S. Patent and Trademark Office, U.S. Department of Commerce, P.O. Box 1450, Alexandria, VA 22313-1450. DO NOT SEND FEES OR COMPLETED FORMS TO THIS ADDRESS. SEND TO: Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450.

If you need assistance in completing the form, call 1-800-PTO-9199 and select option 2.



Effective on 12/08/2004.

Fees pursuant to the Consolidated Appropriations Act, 2005 (H.R. 4818).

FEE TRANSMITTAL

For FY 2005

☐ Applicant claims small entity status. See 37 CFR 1.27

TOTAL AMOUNT OF PAYMENT (\$) 500

Complete if Known

Application Number	10/687,979
Filing Date	10/17/2003
First Named Inventor	Donald E. Weder
Examiner Name	F. Palo
Art Unit	3644
Attorney Docket No.	8404.011

METHOD OF PAYMENT (check all that apply)☐ Check ☒ Credit Card ☐ Money Order ☐ None ☐ Other (please identify): _____☐ Deposit Account Deposit Account Number: _____ Deposit Account Name: _____

For the above-identified deposit account, the Director is hereby authorized to: (check all that apply)

☐ Charge fee(s) indicated below ☐ Charge fee(s) indicated below, **except for the filing fee**☐ Charge any additional fee(s) or underpayments of fee(s) under 37 CFR 1.16 and 1.17 ☐ Credit any overpayments**WARNING:** Information on this form may become public. Credit card information should not be included on this form. Provide credit card information and authorization on PTO-2038.**FEE CALCULATION****1. BASIC FILING, SEARCH, AND EXAMINATION FEES**

Application Type	FILING FEES		SEARCH FEES		EXAMINATION FEES		Fees Paid (\$)
	Fee (\$)	Small Entity Fee (\$)	Fee (\$)	Small Entity Fee (\$)	Fee (\$)	Small Entity Fee (\$)	
Utility	300	150	500	250	200	100	
Design	200	100	100	50	130	65	
Plant	200	100	300	150	160	80	
Reissue	300	150	500	250	600	300	
Provisional	200	100	0	0	0	0	

2. EXCESS CLAIM FEES

Fee Description	Fee (\$)	Small Entity Fee (\$)
Each claim over 20 or, for Reissues, each claim over 20 and more than in the original patent	50	25
Each independent claim over 3 or, for Reissues, each independent claim more than in the original patent	200	100
Multiple dependent claims	360	180

Total Claims	Extra Claims	Fee (\$)	Fee Paid (\$)	Multiple Dependent Claims	Fee (\$)	Fee Paid (\$)
_____ - 20 or HP = _____	_____ x _____	_____	_____	_____	_____	_____
HP = highest number of total claims paid for, if greater than 20						
Indep. Claims	Extra Claims	Fee (\$)	Fee Paid (\$)			
_____ - 3 or HP = _____	_____ x _____	_____	_____			
HP = highest number of independent claims paid for, if greater than 3						

3. APPLICATION SIZE FEE

If the specification and drawings exceed 100 sheets of paper, the application size fee due is \$250 (\$125 for small entity) for each additional 50 sheets or fraction thereof. See 35 U.S.C. 41(a)(1)(G) and 37 CFR 1.16(s).

Total Sheets	Extra Sheets	Number of each additional 50 or fraction thereof	Fee (\$)	Fee Paid (\$)
_____ - 100 = _____	_____ / 50 = _____	_____ (round up to a whole number) x _____	_____	_____

4. OTHER FEE(S)

	Fees Paid (\$)
Non-English Specification, \$130 fee (no small entity discount)	0
Other: Petition - Code 1452 - \$500	500

SUBMITTED BY

Signature		Registration No. (Attorney/Agent)	46,768	Telephone	405-607-8600
Name (Print/Type)	Kathryn L. Hester, Ph.D.			Date	3-16-05

This collection of information is required by 37 CFR 1.136. The information is required to obtain or retain a benefit by the public which is to file (and by the USPTO to process) an application. Confidentiality is governed by 35 U.S.C. 122 and 37 CFR 1.14. This collection is estimated to take 30 minutes to complete, including gathering, preparing, and submitting the completed application form to the USPTO. Time will vary depending upon the individual case. Any comments on the amount of time you require to complete this form and/or suggestions for reducing this burden, should be sent to the Chief Information Officer, U.S. Patent and Trademark Office, U.S. Department of Commerce, P.O. Box 1450, Alexandria, VA 22313-1450. DO NOT SEND FEES OR COMPLETED FORMS TO THIS ADDRESS. SEND TO: Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450.

If you need assistance in completing the form, call 1-800-PTO-9199 and select option 2.